

Mark Gilliam

Peoria, AZ 85345

April 11, 2016

MUR # 7041

Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

OFFICE OF GENERAL
COUNSEL

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COMPLAINT RE:

ARIZONA PIPE TRADES FED PAC C00583344

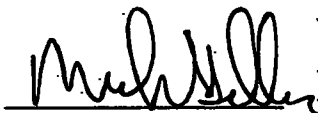
ARIZONA PIPE TRADES LOCAL 469 PAC C00518191

ARIZONA PIPE TRADES 469 #1227

Please find enclosed an original and three copies of a sworn complaint regarding the above listed PACs.

Thank You,

Sincerely,



Mark Gilliam

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Peoria, AZ 85345

April 11, 2016

Office of General Counsel
Federal Election Commission
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Washington, DC 20463

COMPLAINT RE:

ARIZONA PIPE TRADES FED PAC C00583344

ARIZONA PIPE TRADES LOCAL 469 PAC C00518191

ARIZONA PIPE TRADES 469 #1227

SUMMARY OF COMPLAINT

Mark Gilliam, (Complainant), is a member of the United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the U.S. & Canada Local 469 (**Plumbers Local 469**), a labor union organization, and brings this complaint before the Federal Election Committee (FEC) seeking an immediate investigation and enforcement action against Plumbers Local 469 and its recently terminated federal PAC, **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), its current federal PAC, **ARIZONA PIPE TRADES FED PAC** (C00583344), and its state PAC, **ARIZONA PIPE TRADES 469 (1227)**.

Complainant believes that **Plumbers Local 469** and both its recently terminated federal **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), its current federal **ARIZONA PIPE TRADES FED PAC** (C00583344), and its state **ARIZONA PIPE TRADES 469 (1227) PAC**, have engaged in, and continue to engage in, direct and serious violations of the Federal Election Campaign Act (FECA).

Complainant believes that these violations include but are not limited to, illegally soliciting, coercing, and monitoring members of Plumbers' Local 469, and making expenditures of contributions that were prohibited.

RESPONDANTS

PLUMBERS LOCAL 469

United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the U.S. & Canada Local 469 (**Plumbers Local 469**) is a labor union organization affiliated with, and subordinate to, the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada. Plumbers Local 469 is located at 3109 N 24th St, Phoenix, AZ 85016. 602-956-9350.

TERMINATED FEDERAL PAC-ARIZONA PIPE TRADES LOCAL 469 PAC

Local Union No. 469 of the United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the U.S. & Canada Political Action Committee, (**ARIZONA PIPE TRADES LOCAL 469 PAC**) (C00518191), is a **Plumbers Local 469** PAC that was organized on or about April 2012, and terminated by then Treasurer Phil McNally on or about 01/15/2015. Its' address was 3109 N 24th St, Phoenix, Az. 85016. 602-956-9350.

CURRENT FEDERAL PAC-ARIZONA PIPE TRADES FED PAC

United Association of Journeymen and Apprentices of the Plumbers and Pipefitters Local 469 Political Action Committee (C00583344) (**ARIZONA PIPE TRADES FED PAC**) is the new and current federal PAC of Plumbers Local 469. Aaron Butler, current Business Manager of Plumbers Local 469, is the Treasurer of this PAC. Its address is 3109 N 24th St, Phoenix, Az. 85016. 602-956-9350. Its' custodian of records is James Barton II whose email address is james@thetorresfirm.com.

AARON BUTLER-CURRENT BUSINESS MANAGER OF PLUMBERS LOCAL 469 AND TREASURER OF THE CURRENT ARIZONA PIPE TRADES FED PAC

Aaron Butler is the current Business Manager of Plumbers Local 469 and also the current Treasurer of this locals' state and federal PACs. His address is 3109 N 24th St, Phoenix, Az. 85016. 602-956-9350.

The Business Manager is the chief executive officer of this local. Per this local's constitution he has a duty to secure employment for unemployed members.

PHILLIP McNALLY-PAST BUSINESS MANAGER OF PLUMBERS LOCAL 469 AND PAST TREASURER OF ARIZONA PIPE TRADES LOCAL 469

Phillip McNally was Treasurer of the terminated Federal PAC (C00518191) from its' creation to its termination. He resigned his official position as Plumbers Local 469 Business Manager, in about June 2014. Phillip McNally was also Treasurer of Plumbers Local 469's state PAC (Arizona Pipe Trades 469 #1227) from about July 2011 until his resignation as Business Manager of Plumbers Local 469 in about June 2014. His address is Glendale, Az. 85307.

**ANTHONY GAUTHIER-CURRENT FINANCIAL SECRETARY-TREASURER OF
PLUMBERS LOCAL 469**

Anthony Gauthier is the Financial Secretary-Treasurer of Plumbers local 469. He has a duty to collect and hold the funds of this local union. He collects the PAC funds on behalf of the PAC under the direction and authority of Aaron Butler.

PLUMBERS LOCAL 469 STATE PAC

ARIZONA PIPE TRADES 469 #1227 is Plumbers Local 469's state PAC. Its current Treasurer is Aaron Butler and its address is 3109 N 24th St, Phoenix, Az 85016. 602-956-9350. Phillip McNally was Treasurer of Arizona Pipe Trades 469 #1227 state PAC from about January 2011 until his resignation as Business Manager of Plumbers Local 469 in about June 2014. Aaron Butler assumed the position of Business Manager and de facto PAC treasurer after Phillip McNally resigned. Its address is 3109 N 24th St, Phoenix, Az. 85016. 602-956-9350.

**ISRAEL TORRES-ATTORNEY AND CUSTODIAN OF RECORDS FOR THE PLUMBERS
LOCAL 469 PAC'S**

Israel Torres is the managing partner of Torres Consulting and Law Group LLC. His firm is custodian of records for both the federal and state Plumbers Local 469 PACS, and employees of his firm act as designated agent for the Plumbers Local 469 PACS. He and his firm provide legal advice, consultation, and guidance to the Plumbers Local 469 union officers and its PACs. His address is 2239 W Baseline Rd, Tempe, AZ 85283. (602) 626-8805

GENERAL ALLEGATIONS

Complainant Mark Gilliam, based on information and belief, his sworn statements of facts, and attached documents, letters and emails, makes the following allegations;

The Business Manager of Plumbers Local 469 is its chief executive officer and is also the Treasurer of Plumbers Local 469's political action committee(s) (PAC).

Plumbers Local 469 is a membership labor union and operates a hiring hall by which members and non-members are dispatched to local contractors for employment pursuant to a collectively bargained agreement.

Plumbers Local 469, because it is a labor organization, is prohibited from directly contributing union funds to federal elections but FECA and Commission regulations permit it to set up a political committee, which may make contributions to, and expenditures on behalf of, federal candidates and other committees.

Plumbers Local 469 has had a state PAC, **ARIZONA PIPE TRADES 469 (#1227)**, since the 1990's to the present day.

Plumbers Local 469 created a federal PAC, **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), in 2012, which it then terminated on 01/15/2015, and then "transferred" the \$800,000+ balance of this federal PAC's funds to the state PAC.

Then, on 08/14/2015, Plumbers Local 469 created a new federal PAC, **ARIZONA PIPE TRADES FED PAC** (C00583344), which is still current.

Phillip McNally resigned as Business Manager in July 2014 but the federal Reports of Receipts and Disbursements continued to be filed in his name until termination of **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191) on 01/15/2015 and, like-wise, the state PACs Campaign Finance Reports were still filed in Phillip McNally's his name until March 2015 even though Aaron Butler had assumed the position of Business Manager in McNally's place in July 2014.

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Complainant believes that the state PAC, **ARIZONA PIPE TRADES 469 (1227)**, qualified as a federal PAC in 2012 and is subject to the FECA and Commission regulations because;

- a. In 2011, 2012, and 2013, Phillip McNally, in his official capacity as treasurer of Arizona Pipe Trades 469 (1227), an Arizona state PAC, made expenditures from this state PAC to federal campaigns and committees, and thereby made this state PAC subject to the jurisdiction and rules of the FECA. (See exhibit 1).
- b. Since July 2011, Plumbers Local 469's PAC solicitation on the combined dispatch dues check-off and PAC election form simultaneously solicited, and still solicits, contributions to both its state and federal PACs.
- c. Nowhere in this solicitation does it inform contributors that there are two PACs and nowhere does this solicitation inform a contributor that his contribution will be arbitrarily deposited and expended in either a state or federal PAC, without the contributors informed consent, pursuant to some plan known only to the PAC Treasurer and custodian.
- d. Complainant is informed and believes that contributions that were solicited from members with the PAC solicitation on the combined dispatch, dues check-off, and PAC election forms, and used for state and federal elections, were held in the same fund account. (See exhibit 9).

In the summer of 2011, Phillip McNally, who at the time was both Business Manager of Plumbers Local 469 and Treasurer of its PACs, announced that a new law and PAC change required a new dues check off form to be completed by members and stated **"Please be sure to complete a new form by July 1 or your standing as a member of the local may be jeopardized"**. (Emphasis is his) (See exhibit 2).

He also stated that "It is obvious that the majority of our local (members) supports this increase and **our ability to create any future success for you and your families through political action rests with each and every member participating by signing the PAC check-off"**. (Emphasis is his). (See exhibit 2).

This new dues check off form was a combined dispatch, dues check-off, and PAC election form and every member that is dispatched and employed pursuant to the bargaining agreement must receive and sign this form.

From July 2011 and to this present day, Plumbers Local 469, under the direction and authority of Treasurers Phillip McNally and Aaron Butler, have used, and continues to use, written solicitations for its Federal PACs that are illegal and coercive because the PAC solicitation on this form does not meet all of the requirements for proper solicitations under 11 CFR 114.5. (See exhibit 3 and 4).

Complainant believes that the two dispatch forms with the combined dues check-off and PAC election that the Complainant signed is the same form that all dispatched members sign. (See exhibit 3 and 4).

Complainant believes that for the past several years, the Plumbers Local 469s PACs have been regularly soliciting PAC contributions from hundreds of its members, using a written solicitation identical to the ones Complainant received, that violates federal campaign laws.

On 04/05/2012, Plumbers Local 469 filed a statement of organization with the FEC for ARIZONA PIPE TRADES LOCAL 469 PAC (C00518191) and began soliciting contributions from members using an illegal and coercive solicitation.

ARIZONA PIPE TRADES LOCAL 469 PAC (C00518191) solicited contributions by including a written solicitation on Plumbers Local 469s employee dispatch and dues check-off form.

The use of this employee dispatch and dues check-off form is required by a written labor agreement between Plumbers Local 469 and signatory contractors, and is a confidential payroll document. (See exhibit 2).

All members of Plumbers Local 469 who are dispatched according to the labor agreement are required to sign this dispatch and payroll deduction form and deliver it to their employer. This dispatch has a solicitation entitled "LOCAL 469 POLITICAL ACTION COMMITTEE". (See exhibit 4 and 5)

TREASURER PHILLIP MCNALLY VIOLATIONS

Complainant believes that from July 1 2011, until July, 2014, Phillip McNally, in his official capacity as Plumbers Local 469 Business Manager, as Treasurer of **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), and also as Treasurer of **ARIZONA PIPE TRADES**

469 (1227) state PAC, solicited and accepted contributions for use in federal and state elections, from hundreds of members of Plumbers Local 469, including this Complainant, through the use of a combined dispatch, dues check-off, and PAC election form.

Complainant believes that these combined dispatch, dues, and PAC election forms were issued by Financial Secretary-Treasurer Anthony Gauthier under the authority and direction of Phillip McNally.

Complainant believes that these solicitations were illegal (and continue to be illegal) because the PAC solicitation on this form does not meet all of the requirements for proper solicitations under 11 CFR 114.5, and also, the solicitation does not convey the distinction between the required dues or fees and the suggested PAC contribution. 11 CFR § 102.6(c)(2). (See Exhibit 4 and 5).

This PAC solicitation states;

"So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians, I voluntarily authorize and direct the above-named employer and any signatory to the Arizona Area Pipe Trades Agreement for whom I work to deduct the suggested 0.75% (.0075), as ratified by Local 469 membership, each week from my pay for transfer to the Local 469 Political Action Committee." (see Exhibit 4 and 5).

This solicitation does not contain the notice that a member has the right to refuse to contribute without any reprisal. Including the term "voluntarily" does not cure a solicitation that does not otherwise satisfy all of the requirements of 11 C.F.R. § 114.5(a)(4).

These solicitations were and continue to be illegal because it does not give contributors informed notice of its political purpose. This solicitation states that "So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians'... and implies that Complainant's and other members contributions, would be spent on state and federal elections and candidates. However, this solicitation fails to inform its solicited members that there are two separate PACs, one state and one federal, and that a member's contribution and expenditure is subject to the arbitrary whim of the treasurer.

Complainant has a strong interest in both the state and federal elections, has made contributions to both state and federal candidates and committees, and made his decision to contribute based on the representation in the solicitation that his contribution would be used in both state and federal elections. Complainant has made a diligent search of the federal Reports of Receipts and Disbursements and could not find his contributions listed. Instead, he found his contributions listed solely on the state Campaign Finance Reports.

Complainant further found that a majority of the individual contributions made pursuant to the solicitation on the dues check-off form are arbitrarily assigned to the state PAC, and then are contributed to other PACs that are no longer under the control of Plumbers Local 469 membership. These other PACs were created and are controlled by Israel Torres for purposes not disclosed to this Complainant.

Complainant believes that the solicitation on the dues check-off form he was directed to sign pursuant to Phillip McNally's authority is illegal because the true political purpose statement is fraudulent and/or misleading and the contributor is not adequately informed. When a PAC or the connected organization solicits individuals for contributions, the solicited must be informed of the PAC'S political purpose 114.5(a) (3)-(5).

These solicitations were and continue to be illegal because the written solicitation included on the dispatch and payroll deduction form contains a guideline suggesting the amount of the contribution and does not comply with the guideline notice requirements. (See exhibit 4 and 5).

A PAC or connected organization may wish to suggest to a potential contributor that he or she give a specified amount. When making such a suggestion, the solicitation must also say that the suggested amount is only a suggestion, more or less than the suggested amount may be given and the amount given by the contributor, or the refusal to give, will not benefit or disadvantage the person being solicited. 114.5(a) (2) and (5).

This solicitation states that the suggested contribution was "ratified by Local 469 membership". This "ratified" statement could lead a member to believe that the suggested contribution amount was formally approved and sanctioned by the locals' leadership and the members' peers and that the contribution was a condition of membership and employment.

Furthermore, the solicitation does not inform the contributor that the guidelines are merely suggestions, and that the individual is free to contribute more or less than the guideline suggests and that the individual will not be favored or disadvantaged by reason of the amount of his or her contribution or his or her decision not to contribute. 11 C.F.R. § 144.5(a)(2)(i)(ii).

Phillip McNally, as Treasurer of Plumbers Local 469s PACs, was responsible for monitoring contributions received, and expenditures made, to ensure that solicitations and expenditures were in compliance with 11 CFR § 114.5.

Plumbers Local 469's LM2 financial statements show that attorney Israel Torres received hundreds of thousands of dollars from this local's funds for professional fees and consulting. (See exhibit 12).

Complainant believes that Phillip McNally's willfully violated clearly established election campaign laws even though he had the advice and counsel of a professed PAC expert.

TREASURER AARON BUTLER VIOLATIONS

Aaron Butler was appointed Business Manager of Plumbers Local 469 in July 2014 to replace Phillip McNally who had resigned.

Although Phillip McNally's name continued to be on **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191) federal PAC, and on **ARIZONA PIPE TRADES 469 (1227)** state PAC as Treasurer, Complainant is informed and believes Aaron Butler became the de facto Treasurer of both of these PACs in July of 2014, after McNally resigned. Aaron Butler was named the Treasurer of the new and current federal **ARIZONA PIPE TRADES FED PAC** (C00583344) created by Plumbers Local 469 on 08/14/2015, which is still current. Aaron Butler began being named the Treasurer on the state PAC in March 2015.

Aaron Butler continued the practices and policies of Phillip McNally relating to soliciting contributions from members.

Complainant believes that from July, 2014, Aaron Butler, in his official capacity as Plumbers Local 469 Business Manager, as de facto Treasurer of **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), and also as de facto Treasurer of **ARIZONA PIPE TRADES 469 (1227)** state PAC, solicited and accepted

contributions for use in federal and state elections, from Complainant and hundreds of members of Plumbers Local 469, through the use of a combined dispatch, dues check-off, and PAC election form, the same one McNally had been using since 2011. Aaron Butler required Complainant to sign another combined dues check-off form on 07/01/2015 and this form is identical to the earlier one that Complainant signed.

Complainant believes that when the new and current **ARIZONA PIPE TRADES FED PAC** (C00583344) was created on 08/14/2015, Aaron Butler continued using the combined dispatch, dues, and PAC election form previously adopted by McNally, to solicit contributions from members.

These combined dispatch, dues, and PAC election forms were issued by Financial Secretary-Treasurer Anthony Gauthier under the authority and direction of Phillip McNally.

Complainant believes that these solicitations were illegal (and continue to be illegal) because the PAC solicitation on this form does not meet all of the requirements for proper solicitations under 11 CFR 114.5, and also, the solicitation does not convey the distinction between the required dues or fees and the suggested PAC contribution. 11 CFR § 102.6(c)(2). (See Exhibit 4 and 5).

This PAC solicitation states;

"So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians, I voluntarily authorize and direct the above-named employer and any signatory to the Arizona Area Pipe Trades Agreement for whom I work to deduct the suggested 0.75% (.0075), as ratified by Local 469 membership, each week from my pay for transfer to the Local 469 Political Action Committee." (See Exhibit 4 and 5).

This solicitation does not contain the notice that a member has the right to refuse to contribute without any reprisal. Including the term "voluntarily" does not cure a solicitation that does not otherwise satisfy all of the requirements of 11 C.F.R. § 114.5(a)(4).

This solicitation does not give contributors informed notice of its political purpose. This solicitation states that "So that the common interests of Local 469 members to secure jobs, fair

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wages and safe working conditions can be heard by state and federal politicians'... and implies that Complainant's and other members contributions, would be spent on state and federal elections and candidates. However, this solicitation fails to inform its solicited members that there are two separate PACs, one state and one federal, and that a members' contribution is subject to the arbitrary whim of the treasurer.

Complainant has a strong interest in both the state and federal elections and made his decision to contribute based on the representation that his contribution would be used in both. Complainant has made a diligent search of the federal Reports of Receipts and Disbursements and could not find his contributions listed. Instead, he found his contributions listed solely on the state Campaign Finance Reports.

Complainant further found that a majority of the individual contributions that are arbitrarily assigned to the state PAC, are then contributed to other PACs that are no longer under the control of Plumbers Local 469 membership. These other PACs were created and are controlled by Israel Torres for purposes not disclosed to this Complainant.

When a PAC or the connected organization solicits individuals for contributions, the solicited must be informed of the PAC'S political purpose 114.5(a)(3)-(5).

The written solicitation included on the dispatch and payroll deduction form contains an illegal guideline suggesting the amount of the contribution. (See exhibit 4 and 5)

A PAC or connected organization may wish to suggest to a potential contributor that he or she give a specified amount. When making such a suggestion, the solicitation must also say that the suggested amount is only a suggestion, more or less than the suggested amount may be given and the amount given by the contributor, or the refusal to give, will not benefit or disadvantage the person being solicited. 114.5(a)(2) and (5).

This solicitation states that the suggested contribution was "ratified by Local 469 membership". This "ratified" statement could lead a member to believe that the suggested contribution amount was formally approved and sanctioned by the locals' leadership and the members' peers and that the contribution was a condition of membership and employment.

Furthermore, the solicitation does not inform the contributor that the guidelines are merely suggestions, and that the individual is free to contribute more or less than the guideline

suggests and that the individual will not be favored or disadvantaged by reason of the amount of his or her contribution or his or her decision not to contribute. 11 C.F.R. § 144.5(a)(2)(i)(ii).

Aaron Butler, as Treasurer of Plumbers Local 469s PACs, was responsible for monitoring contributions received, and expenditures made, to ensure that solicitations and expenditures were in compliance with 11 CFR § 114.5.

Plumbers Local 469's LM2 financial statements show that attorney Israel Torres received hundreds of thousands of dollars from this local's funds for professional fees and consulting. (See exhibit 12).

Complainant believes that Aaron Butler willfully violated clearly established election campaign laws even though he had the advice and counsel of a professed PAC expert.

ILLEGAL MONITORING BY McNALLY AND BUTLER VIOLATION

Complainant is informed and believes that from July 2011 Phillip McNally and Aaron Butler, as Business Managers of Plumbers Local 469, and as Treasurers of its PACs, have been illegally monitoring members of Local 469 to determine who does not contribute to the PACs.

McNally then created, and Butler now continues to create, a list of members who have elected to not contribute to the PACs. McNally then displayed, and Butler continues to display, this list entitled "PAC NON-CONTRIBUTORS" on the union's bulletin board for members to see during union meetings and PAC solicitations and presentations, including PAC presentations by local union leadership and PAC attorney Israel G. Torres. This "PAC NON-CONTRIBUTORS" has a list entitled "Expelled Members" attached to it. (See exhibit 5).

Complainant has been informed and believes that this PAC NON-CONTRIBUTORS list has been publicized at union meetings and PAC presentations for several years.

Complainant has personally seen this list publicized at every monthly meeting and PAC presentation he has attended since September 2014. (See exhibit 6).

Many other members and officers of Plumbers Local 469 were also present at these meetings and presentations when the PAC NON-CONTRIBUTORS list was publicized.

Complainant has been informed by Business Manager Aaron Butler that this list was publicized at every meeting by the previous Business Manager, Phillip McNally. Aaron Butler also stated to Complainant that the list will continue to be publicized at all future meetings.

This "PAC NON-CONTRIBUTORS" list contains the names of members who have allegedly elected to not contribute to the PACs, followed by names of the members' employers, and a 0 signifying no contributed dollars.

This "PAC NON-CONTRIBUTORS" list is compiled by Aaron Butler by or staff under his direction, from information derived from private and confidential employee/employer dues check off forms.

In a letter dated March 7, 2016, Complainant asked Plumbers Local 469 Business Manager and current PAC Treasurer Aaron Butler questions about why Complainant had been placed on the PAC NON-CONTRIBUTORS list and others had not. (See exhibit 7).

Aaron Butler replied in an email stating that "The Local 469 monthly non-PAC contributor list includes the names of members currently working pursuant to dispatch under the Arizona Pipe Trades Agreement by Local 469, but who have elected to not contribute pursuant to the check-off system provided for in that collective bargaining agreement." (See exhibit 8)

McNally and Butler only monitored and publicized the names of members who received employment through the hiring hall dispatch system and elected not to contribute. McNally and Butler did not monitor other members and employees of Plumbers Local 469 such as office staff and instructors, nor did they list any of these members who did not contribute. As Butler stated, only those who are working pursuant to dispatch are monitored and reported.

Complainant, in an email, then asked Aaron Butler "So how do you know your list is accurate?"

Aaron Butler replied "Our list is pulled directly from our internal software each month, which insures accuracy." (See exhibit 8).

So, not only does Aaron Butler admit that he, as Business Manager of Plumbers Local 469 and Treasurer of its PAC, monitors who does and does not contribute to the PAC, he seems to be bragging about the accuracy of his monitoring. He also is showing that his monitoring is willful and intentional.

The Federal Election Commission has clearly established that "monitoring of employee contributions is indicative of coercion". (See MUR 5379 (Penelas) Page 7, 14-19. See also (MUR 4780 (Harris)). monitoring of who did and who did not contribute was found to be coercive, hence illegal.

PUBLICATION OF THE PAC NON-CONTRIBUTORS LIST

The PAC NON-CONTRIBUTORS list that Aaron Butler directs Financial Secretary-Treasurer Anthony Gauthier to be posted and publicized on the union bulletin board during union meetings and presentations is an illegal and coercive solicitation.

Plumbers Local 469, in the past several years under the authority and direction of Business Manager Phil McNally, and currently under the authority and direction of Business Manager Aaron Butler, and with the knowledge and consent of Israel G. Torres publicizes a list entitled "PAC NON-CONTRIBUTORS" on the union bulletin board, along with a list entitled "EXPULSED MEMBERS" attached to it, for members to see during union meetings and PAC solicitations and presentations, including PAC presentations by local union leadership and PAC attorney Israel Torres. (See exhibit9).

This List publicizes the names of members of Plumbers Local 469 who have elected to not contribute to the PAC and states who these member's employers are.

This list can be seen by members during union meetings and PAC presentations.

Publicizing a list of members who have elected to not contribute to a PAC is a solicitation. (See MUR 5681 First Counsel's Report). Publicizing this list without the required notices is illegal and coercive. 11 C.F.R. § 114.5

**FRAUDULENT MISREPRESENTATION BY PHILLIP MCNALLY, AARON BUTLER,
AND ISRAEL TORRES**

Complainant believes that Plumbers Local 469 PAC Treasurers Phillip McNally and Aaron Butler, with the knowledge and guidance of PAC legal counsel Israel Torres, falsely represented the purpose of this/these PACs and where the contributions were to be expended.

On 05/19/2014, Complainant was solicited for a PAC contribution on a combined dispatch, dues check-off, and PAC contribution form created for and by Plumbers Local 469. (See exhibit 3).

This form was issued to Complainant under the authority and direction of Plumbers Local 469 Business Manager and de facto PAC Chairman Aaron Butler. (Phillip McNally resigned as Business Manager in July 2014 but the federal Reports of Receipts and Disbursements continued to be filed in his name until termination of **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191) on 01/15/2015 and, like-wise, the state PACs Campaign Finance Reports were still filed in Phillip McNally's name until March 2015 even though Aaron Butler had assumed the position of Business Manager in McNally's place in July 2014).

Alternately, this form was issued to Complainant under the authority and direction of Plumbers Local 469 Business Manager and PAC Chairman Phillip McNally.

This PAC solicitation was entitled "**LOCAL 469 POLITICAL ACTION COMMITTEE**" and stated that "So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians, (emphasis mine) I voluntarily authorize and direct the above-named employer and any signatory to the Arizona Area Pipe Trades Agreement for whom I work to deduct the suggested 0.75% (.0075), as ratified by Local 469 membership, each week from my pay for transfer to the Local 469 Political Action Committee." (emphasis mine).

Complainant was not aware that Plumbers Local 469 had a PAC until he saw this solicitation on his dispatch form, but signed the form because he believed it was required and also because he wanted to support state AND federal candidates.

Complainant, after hearing other members complain about this PAC began researching this PAC and PAC regulations. Complainant

subsequently found that there were in fact two PACs, one state and one federal.

The 2014 PAC solicitation had led Complainant to believe that this local had one PAC and that his contributions were to be used for state and federal elections by this one PAC.

However, Complainant found that this local actually had two separate PACs, one federal and one state. McNally, Butler, and Torres willfully failed to disclose that in their PAC solicitation.

Phillip McNally, Aaron Butler, and Israel Torres regularly and habitually use the generic term "**LOCAL 469 POLITICAL ACTION COMMITTEE**" in solicitations, articles, presentations etc. without disclosing which state or federal Pac they are referring to. (See exhibit 10).

McNally, Butler, and Torres also willfully failed to disclose that Complainant's contribution would be arbitrarily assigned by them to which ever state or local PAC fit their fund transfer scheme.

On 07/01/2015, Complainant was solicited again for a PAC contribution on an identical combined dispatch, dues check-off, and PAC contribution form. (See exhibit 4).

By this time Complainant had researched the PAC/PACs and came to believe that Phillip McNally, Aaron Butler, Israel Torres and others were operating this/these Pac(s) fraudulently and illegally.

ISRAEL TORRES SOLICITATION AND PUBLICATION OF PAC NON-CONTRIBUTORS LIST

Complainant believes that Israel G. Torres made an illegal verbal solicitation during a members meeting wherein the PAC NON-CONTRIBUTORS list was illegally publicized.

Israel G. Torres gives presentations at union meetings and in union magazines wherein he states the political purpose of the PACs, informs members of the fundraising activities of Plumbers 469s PACs, describes Plumbers 469 PACs voluntary activities, encourages support for the Plumbers 469 PACs, encourages members participation in the Plumbers Local 469 PACs, praises

individuals participation in the PACs, and discusses the connection between members employment and welfare and the activities of the PAC.

Complainant was present at a PAC presentation given by Israel G. Torres during a union meeting on August 21, 2015 wherein he made statements as described above.

While Israel G. Torres was making these statements, the PAC NON-CONTRIBUTORS list was publicized on the bulletin board behind him.

Both the statements made by Israel G. Torres and the publicized PAC NON-CONTRIBUTORS list were solicitations and were illegal because they did not contain, verbally or written, the required notices to satisfy all of the requirements of 11 C.F.R. § 114.5

ISRAEL TORRES DARK MONEY SCHEME

Complainant believes that Israel G. Torres, in his official capacity of custodian and legal counsel of **ARIZONA PIPE TRADES FED PAC** (C00583344), **ARIZONA PIPE TRADES LOCAL 469 PAC** (C00518191), and **ARIZONA PIPE TRADES 469 (1227)**, willfully and intentionally participated in the illegal coercion of contributions from individual members of **Plumbers Local 469**, and the expenditure of funds obtained through coercion, in violation of 11 CFR § 114.5.

Complainant believes Israel G. Torres guided, advised, and assisted Plumbers Local 469 and its' PACs, in the illegal coercion of contributions from members of **Plumbers Local 469**.

Israel G. Torres, Managing Partner of Torres Consulting and Law Group, LLC, (TCLG) states that "TCLG guides clients through the process of filling, funding, and managing political action committee and then on to even more sophisticated campaign tools, such as direct mail, polling, and independent expenditures. **Our team has decades of combined experience managing and influencing expenditure campaigns from school boards to the U.S. Senate.**" So Israel G. Torres knew, or should have known, because of his training, positions, and experience, that coercing contributions from individual members of **Plumbers Local 469** in violation of 11 CFR § 114.5 is illegal. As an attorney, he had a duty to inform his clients that their actions were illegal. As custodian of the

records of the PACs, he had a duty to inform the PACs that their coercion of contributions was illegal and prohibited, and that the prohibited contributions had to be returned. (See exhibit 11).

Complainant believes that Israel G. Torres, PAC Treasurer Phillip McNally, and PAC Treasurer Aaron Butler, participated in a scheme to transfer illegally coerced member contributions made to the Plumbers Local 469 PACs, to PACs controlled by Israel G. Torres.

Plumbers Local 469 PACs solicited contributions with a misleading and fraudulent statement of purpose that the contributions would be used "So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians".

Complainant believes however, that once the illegally coerced member contributions are in the hands of Israel G. Torres and his PACs, those funds can be, and were used, any way Israel G. Torres saw and continues to see fit, and without any authority, oversight or supervision by the members of Plumbers Local 469 and with very limited public disclosure.

CONCLUSION

Complainant requests the FEC conduct an investigation into these allegations, declare that the respondents have violated the FECA and applicable Regulations, and order respondents to correct these violations by;

1. making future solicitations comply with the Act and Regulations,
2. cease monitoring members and cease creating lists of members who exercise their rights not to contribute to the PACs,
3. notify and apologize in writing to all members who were illegally monitored and had their names publicized,
4. order the treasurer of Plumbers Local 469s PACs to return contributions obtained through illegal and coercive solicitations,
5. order Israel Torres to attend remedial training to learn how to comply with the FECA and Regulations,
6. order Israel Torres to cease consulting, assisting, and handling the funds of PACs until he can prove his competency in these matters,

7. impose sanctions appropriate to these violations on all the respondents
8. and, take such further action as may be appropriate including referring this case to the Department of Justice for criminal prosecution.

Sincerely,



Mark Gilliam

Peoria, Az 85345


I, Mark Gilliam, declare under penalty of perjury, that the facts stated in this complaint are true, to the best of my knowledge.



County of Maricopa State Arizona

Subscribed and sworn to before me this

11 day of April, 2018


Notary Public

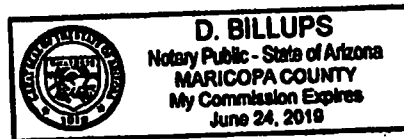


EXHIBIT 1

1. 2014 Arizona State PAC report showing that C #1227 state PAC made contributions to federal candidates;
Ann Kirkpatrick (\$5,000),
Kyrsten Sinema (\$5,000),
Ruben Gallego (\$10,000).
2. 2012 ARIZONA PIPE TRADES 469 PAC NEWSLETTER article discussing **ARIZONA PIPE TRADES 469 support of federal** candidates Barack Obama, Ann Kirkpatrick, Ron Barber, Raul Grijalva, Ed Pastor, Kyrsten Sinema.
3. 2011 Arizona State PAC report showing that C #1227 state PAC made contributions to federal candidates;
Ann Kirkpatrick

Schedule E3 - Contributions to other committees

Name:	Date	Amount	Cycle To Date
Address: Fred for Arizona PO Box 13353, Phoenix, AZ 85002	05/29/2014	\$4,560.00 Cash	\$0.00
Memo: Fred DuVal, GOVERNOR AZ			
Name: Kirkpatrick For Arizona	05/29/2014	\$5,000.00 Cash	\$0.00
Address: PO Box 12011, Casa Grande, AZ 85130			
Memo: Contribution to Federal Candidate			
Name: (Kyrsten Sinema for Congress)	05/29/2014	\$5,000.00 Cash	\$0.00
Address: PO Box 25878, Tempe, AZ 85285			
Memo: Campaign Contribution			
Name: Stanton for Mayor	05/29/2014	\$5,000.00 Cash	\$0.00
Address: 4340 E Indian School Rd, Apt 21-410, Phoenix, AZ 85018			
Memo: Greg Stanton, Mayor AZ			
Name: Gallego For Arizona	06/18/2014	\$5,000.00 Cash	\$0.00
Address: PO Box 1710, Phoenix, AZ 85001			
Memo: Contribution to Federal Candidate			
Name: Gallego For Arizona	06/18/2014	\$5,000.00 Cash	\$0.00
Address: PO Box 1710, Phoenix, AZ 85001			
Memo: Contribution to Federal Candidate			
Name: Arredondo-Savage for Tempe City Council One	07/07/2014	\$5,000.00 Cash	\$0.00
Address: 1329 E Broadmor Dr, Tempe, AZ 85282			
Memo: Robin Arredondo-Savage, Tempe City Council AZ			
Name: Charlene For House 2014	07/07/2014	\$2,000.00 Cash	\$0.00
Address: 1342 W 17th St, Yuma, AZ 85364			
Memo: Charlene Fernandez, STATE HOUSE 4th AZ (Primary)			
Name: Committee to Elect Randolph Lumm	07/07/2014	\$5,000.00 Cash	\$0.00
Address: 15433 W Shangri La Rd, Surprise, AZ 85379			
Memo: Randolph Lumm, County Community College District Board AZ			
Name: David Schapira for Tempe	07/07/2014	\$5,000.00 Cash	\$0.00
Address: 3633 S Hazelton Ln, Tempe, AZ 85282			
Memo: David Schapira, Tempe City Council AZ			
Name: DICK FOREMAN FOR TEMPE	07/07/2014	\$5,000.00 Cash	\$0.00
Address: 1753 E Broadway Rd, Ste 267, Tempe, AZ 85282			
Memo: Dick Foreman, Tempe City Council AZ			
Name: Elect Eric Meyer	07/07/2014	\$2,000.00 Cash	\$0.00
Address: 6800 E Montrosa St, Scottsdale, AZ 85251			
Memo: Eric Meyer, STATE HOUSE 28th AZ			
Name: 201200026 - Hobbs 2014 - Primary	07/07/2014	\$2,000.00 Cash	\$0.00
Address: 837 E Windsor Ave, Phoenix, AZ 85006			
Memo: Katie Hobbs, STATE HOUSE 15th AZ			



PIPE TRADES UNION POLITICAL ACTION

Winter 2012

BUSINESS MANAGER'S 469 PAC REPORT



Phil McNally
Business Manager

Politics is war by other means. In recent years, politicians, including those in Arizona, have brought the fight to us by attacking organized

labor. More so than ever, in 2012, we took the fight back to them.

This year, the most brazenly anti-union presidential candidate in recent memory went down in flames. Five of the nine United States congressmen from Arizona ran as pro-labor candidates.

In 2010, anti-labor forces enjoyed a supermajority in both houses of the state Legislature. That ended this year. But the 2012 election was one battle in the war. With your continued commitment to the Local 469 Political Action Committee (PAC), we can remain a force to be reckoned with in years to come.

Don't fire until you see the whites of their eyes

Your PAC dollars were put to work executing a well-designed strategy.

In order to maintain the gains that we made before the Corporation Commission and in various municipalities, we needed to end the anti-union supermajorities in both

houses of the Legislature.

We focused on that key step in this year's election, and with that major feat accomplished, our future efforts will more readily gain political traction. Going forward, we will maintain our influence in other areas because we need to have elected officials who support us at all levels of government to ensure good conditions for working families.

Republican supermajority has ended

I am happy to report that the state Senate is no longer controlled by an anti-union supermajority, and specifically that Frank Antenori is not returning to the state Senate. Over the last two years, Sen. Antenori has authored the nation's most extreme anti-union bills.

For example, a federal judge once overruled one of his bills, explaining that the law unconstitutionally restricted organizing for private unions, like ours, while exempting some public unions that supported the senator politically. In response, Sen. Antenori told newspaper reporters that the judge was just trying "to justify his B.S. arguments that somehow his ruling is justified."

We are pleased that the PAC's hard work to remove a guy like this from the state Senate was successful.

continued on page 4

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Restoring Checks and Balances in Arizona's Legislature	4
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EXHIBIT

1-2

Labels

LOCAL 469 2012 ELECTION WINNERS

ENDORSED FEDERAL CANDIDATES



U.S. President
Barack Obama



CD 1 U.S. House of
Representatives
Ann Kirkpatrick



CD 2 U.S. House of
Representatives
Ron Barber



CD 3 U.S. House of
Representatives
Raul Grijalva



CD 7 U.S. House of
Representatives
Ed Pastor



CD 9 U.S. House of
Representatives
Kyrsten Sinema

ENDORSED STATEWIDE CANDIDATES



Arizona Corporation
Commission
Bob Stump

ENDORSED LEGISLATIVE CANDIDATES



LD 2 State House
Andrea Dalessandro



LD 2 State House
Rosanna Gabaldon



LD 7 State House
Albert Hale



LD 9 State Senate
Steve Farley



LD 10 State Senate
David Bradley



LD 10 State House
Bruce Wheeler



LD 19 State Senate
Anna Tovar



LD 24 State Senate
Katie Hobbs



LD 24 State House
Lela Alston



LD 24 State House
Chad Campbell



LD 26 State Senate
Edward Ableser



LD 26 State House
Juan Mendez

EXHIBIT

1-2

Schedule E3 - Contributions to other committees

Name:	Date	Amount	Cycle To Date
201200011 - Elect Andy Tobin	12/27/2010	\$410.00	\$410.00
Address: PO Box 28035, Prescott Valley, AZ 86312		Cash	
Memo: Political contribution			
Name: 201000236 - Elect David Smith	01/07/2011	\$100.00	\$100.00
Address: 4310 N 75th St, Scottsdale, AZ 85251		Cash	
Memo: Political contribution			
Name: Committee to Elect Sheri Launiano	02/14/2011	\$410.00	\$410.00
Address: 18598 W Paseo Way, Goodyear, AZ 85338		Cash	
Memo: Political contribution			
Name: Committee to Elect Wally Campbell	02/14/2011	\$410.00	\$410.00
Address: 15088 W Pinchot Ave, Goodyear, AZ 85395		Cash	
Memo: Political contribution			
Name: Committee to re-elect Roger Matfin	02/14/2011	\$410.00	\$410.00
Address: PO Box 6303, Goodyear, AZ 85338		Cash	
Memo: Political contribution			
Name: Kirkpatrick For Arizona	06/15/2011	\$500.00	\$500.00
Address: PO Box 993, Prescott, AZ 86302		Cash	
Memo: Political contribution			
Name: Committee to Elect Claude Mattox	06/20/2011	\$430.00	\$430.00
Address: 10607 W Mariposa St, Phoenix, AZ 85037		Cash	
Memo: per member contribution of \$.03 per hour			
Name: Committee to Elect John Williams	06/20/2011	\$430.00	\$430.00
Address: 17610 W Hearn Rd, Surprise, AZ 85388		Cash	
Memo: Political contribution			
Name: Committee to Elect Sharon Wolcott for Mayor	06/20/2011	\$430.00	\$430.00
Address: 20117 N Painted Cove Ln, Surprise, AZ 85387		Cash	
Memo: Political contribution			
Name: Friends for Michael Nowakowski	06/20/2011	\$430.00	\$430.00
Address: 802 N 3rd Ave, Phoenix, AZ 85003		Cash	
Memo: Political contribution			
Name: Friends of Daniel Valenzuela	06/20/2011	\$430.00	\$430.00
Address: 8050 N 19th Ave, # 147, Phoenix, AZ 85021		Cash	
Memo: Political contribution			
Name: Jeffries for Phoenix	06/20/2011	\$430.00	\$0.00
Address: 15088 W. Pinchot Ave, Scottsdale, AZ 85254		Cash	
Memo: per member contribution of \$.03 per hour			
Name: Jonathan Rothschild for Mayor	06/20/2011	\$430.00	\$430.00
Address: PO Box 2463, Tucson, AZ 85702		Cash	
Memo: Political contribution			

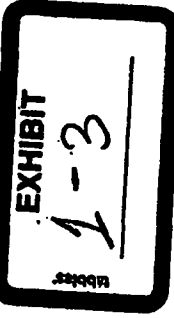


EXHIBIT 2

Summer 2011 ARIZONA PIPE TRADES REPORTER magazine article regarding the new dues and PAC check-off form and the need for every member to contribute.



AT THE LOCAL LEVEL

Phil McNally, Jr.
business manager

Negotiations exemplify common goals, united front

At a special called meeting on Saturday, May 21, 2011, a new, three-year agreement was accepted by an overwhelming majority of our membership. After a relatively short and thorough presentation, followed by a Q&A session, the vote took place in what can be described as a very efficient process. On behalf of the entire negotiating team, I thank the membership for the confidence in our direction in these uncertain times.

Also, my thanks go out to the negotiating teams of both our local and our employer group. The professionalism and diligence displayed during our negotiation sessions was second to none. Our relationship with our contractors is based on mutual trust and a shared vision for our industry. It is the essence of a true partnership that is central to achieving our goals of shared prosperity well into our collective future.

New law, PAC change require in-person dues check-off

For all employed members: During the month of June, your officers have worked directly with your employers to obtain a new dues check-off form to be completed by you. There are two reasons for the new form. A recently passed anti-union law – known as SB 1365 – will be in effect shortly and it will create impossible obstacles for both the local and our contractors in the dues check-off process.

Also, the PAC contribution has changed to 0.75% and the new forms will reflect that change. **Please be sure to complete a new form by July 1 or your standing as a member of the local may be jeopardized.**

In May, I made a decision to join with a few other unions in filing a lawsuit challenging SB 1365. Our legal team believes we will prevail in overturning this law based on its constitutional flaws, but we also need to plan in the event we do not prevail. We should know something by summer's end and I will keep you informed of any developments.

As discussed above, the PAC contribution has been increased from \$0.03 per hour to 0.75% per hour. **It is obvious the majority of our local supports this increase and our ability to create any future success for you and your families through political action rests with each and every member participating by signing the PAC check-off.** There are many ways this money can be put to work on your behalf and I look forward to the increased market share that will be a direct result of this investment.

*"Our relationship
with our contractors
is based on mutual
trust and a shared
vision for our
industry. It is the
essence of a true
partnership that is
central to achieving
our goals of shared
prosperity well into
our collective
future."*

EXHIBIT

2

continued on page 17

EXHIBIT 3

2014 Combined dues check-off and PAC election solicitation that
Complainant signed.

170444431241

BUILDING TRADES PLUMBERS & STEAMFITTERS LOCAL 469

3109 North 24th Street Phoenix AZ 85016

Phone: (602) 956-9350

Name: GILLIAM, MARK

SSN:

Class: M/T JRNY FTR/RFR W/ LIC

Referred To: CENTRAL AIR CONDITIONING CO., LLC

Pay Rate: \$20.00 per hour

Job Location: FAB SHOP

Work Order #: 00069351

Drug Test Required

2632 S. 83RD AVE 100-300 PHOENIX, AZ 85043

Report To: Office - 2632 S. 83rd Ave 100-300 Phoenix, AZ 85043

Phone: (602) 377-2110

Steward:

Comments: 2 Forms of ID, 1 with a picture. Substance testing done after dispatch.

Comments: REQ: MARK GILLIAM

Date & Time to Report on Job: 05/21/14

07:00 AM

Date Dispatched: 05/19/14

LOCAL 469 POLITICAL ACTION COMMITTEE

So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians, I voluntarily authorize and direct the above-named employer and any signatory to the Arizona Area Pipe Trades Agreement for whom I work to deduct the suggested 0.75% (.0075), as ratified by the Local 469 membership, each week from my pay for transfer to the Local 469 Political Action Committee.

Signature

05/19/14

Date

WORKING DUES CHECK-OFF

I MP hereby authorize and direct the above named employer and any employer signatory to the Phoenix Area Pipe Trades Agreement for whom I work to deduct each week from my pay as my union working dues and assessments an amount equal to a flat percentage of my gross weekly earnings agreed upon by the Union Membership. These deductions shall be made from all wages earned and for all hours worked by me while working in the State of Arizona upon referral from the Union (I RECOGNIZE THAT I SHALL BE RESPONSIBLE TO PAY DIRECTLY TO UA LOCAL 469 \$22.00 PER MONTH BASE DUES IN ADDITION TO THAT CHECKED-OFF BY MY EMPLOYER). This authorization shall be irrevocable for one year from the execution date hereof or until the expiration of the applicable contract between the employer and the Union, whichever is the lesser, and shall automatically renew itself for successive yearly or contract periods, whichever is the lesser, unless I give written notice to the Union and to the Employer, prior to the expiration of the applicable yearly or contract period, of my desire to revoke the same, in which event the revocation shall be effective as of the last day of such applicable yearly or contract period.

DESIGNATION OF BARGAINING REPRESENTATIVE

I MP hereby authorize UA Local 469 to serve as my exclusive bargaining representative with respect to the above named employer. I authorize UA Local 469 to use this designation form for all lawful purposes, including but not limited to securing the consent of this employer to recognize UA Local 469 as the exclusive bargaining representative or to secure an election. This designation shall remain in full force and effect unless and until I give written notice to UA Local 469 of my intent to revoke it.

LIST STATUSThe above referred individual is currently on PIPEFITTER REF 4

list status. The EMPLOYEE is responsible to notify UA Local 469 and the Employer if list status changes.

Signature

05/19/14

Date

0469

Home Local #

METAL TRADES

ATTENTION: All Employees: Be sure your employer makes contributions to the welfare insurance and pension funds. UA Local 469 is not liable if employer does not make the contributions.

FUND	HEALTH AND WELFARE	PENSION	APPRENTICESHIP	DEFINED CONTRIBUTIONS	INDUSTRY PROGRAM	INTERNATIONAL TRAINING FUND	% GROSS EARNINGS DUES CHECK-OFF	SUPER PAC
CONTRIBUTION RATE	PER HOUR \$8.30	PER HOUR \$0.00	PER HOUR \$0.50	PER HOUR \$1.00	PER HOUR \$0.10	PER HOUR \$0.10	3%	0.75%

I understand Arizona law requires all employers to use E-Verify to determine whether employees are eligible to work in the United States. To the best of my knowledge and belief, I am eligible to work in the United States. I understand that if two employers terminate me for not passing E-Verify, I will lose my right to sign the Local 469 out of work list.

Signature

05/19/14

Date

☐ American Indian☐ Asian☐ Black☒ Caucasian☐ Hispanic☐ Pacific IslanderDispatcher: [Signature]

05/19/14

EXHIBIT3

EXHIBIT 4

2015 Combined dues check-off and PAC election solicitation that
Complainant signed.

170444431243

BUILDING TRADES PLUMBERS & STEAMFITTERS LOCAL 469

3109 North 24th Street Phoenix AZ 85016

Phone: (602) 956-9350

Name: GILLIAM, MARK

SSN:

Class: M/T JRNY FTR/REB W/O LIC

Referred To: CENTRAL AIR CONDITIONING CO., LLC

Pay Rate: \$16.00 per hour **\$20.00**

Job Location: FAB SHOP

Work Order #: 00071021

2632 S. 83RD AVE 100-300 PHOENIX, AZ 85043

Report To: Office - 2632 S. 83rd Ave 100-300 Phoenix, AZ 85043

Phone: (602) 377-2110

Steward:

Comments: 2 Forms of ID, 1 with a picture. Substance testing done after dispatch.

Comments: REQ: MARK GILLIAM

Drug Test Required

PER AGREEMENT WITH
MARK & CENTRAL A.C. WILL
START AT \$20.00 PER
HOUR. *Michael*

Date & Time to Report on Job: 05/21/14

07:00 AM

Date Dispatched: 07/01/15

LOCAL 469 POLITICAL ACTION COMMITTEE

So that the common interests of Local 469 members to secure jobs, fair wages and safe working conditions can be heard by state and federal politicians, I voluntarily authorize and direct the above-named employer and any signatory to the Arizona Area Pipe Trades Agreement for whom I work to deduct the suggested 0.75% (.0075), as ratified by the Local 469 membership, each week from my pay for transfer to the Local 469 Political Action Committee.

☒

Signature

07/01/15

Date

WORKING DUES CHECK-OFF

I *my* hereby authorize and direct the above named employer and any employer signatory to the Phoenix Area Pipe Trades Agreement for whom I work to deduct each week from my pay as my union working dues and assessments an amount equal to a flat percentage of my gross weekly earnings agreed upon by the Union Membership. These deductions shall be made from all wages earned and for all hours worked by me while working in the State of Arizona upon referral from the Union. (I RECOGNIZE THAT I SHALL BE RESPONSIBLE TO PAY DIRECTLY TO UA LOCAL 469 \$24.00 PER MONTH BASE DUES IN ADDITION TO THAT CHECKED-OFF BY MY EMPLOYER). This authorization shall be irrevocable for one year from the execution date hereof or until the expiration of the applicable contract between the employer and the Union, whichever is the lesser, and shall automatically renew itself for successive yearly or contract periods, whichever is the lesser, unless I give written notice to the Union and to the Employer, prior to the expiration of the applicable yearly or contract period, of my desire to revoke the same, in which event the revocation shall be effective as of the last day of such applicable yearly or contract period.

DESIGNATION OF BARGAINING REPRESENTATIVE

I *my* hereby authorize UA Local 469 to serve as my exclusive bargaining representative with respect to the above named employer. I authorize UA Local 469 to use this designation form for all lawful purposes, including but not limited to securing the consent of this employer to recognize UA Local 469 as the exclusive bargaining representative or to secure an election. This designation shall remain in full force and effect unless and until I give written notice to UA Local 469 of my intent to revoke it.

LIST STATUS

The above referred individual is currently on

list status. The EMPLOYEE is responsible to notify UA Local 469 and the Employer if list status changes.

☒

Signature

07/01/15

Date

0469

Home Local #

METAL TRADES

ATTENTION: All Employees: Be sure your employer makes contributions to the welfare insurance and pension funds. UA Local 469 is not liable if employer does not make the contributions.

FUND	HEALTH AND WELFARE	PENSION	APPRENTICESHIP	DEFINED CONTRIBUTIONS	INDUSTRY PROGRAM	INTERNATIONAL TRAINING FUND	% GROSS EARNINGS DUES CHECK-OFF	SUPER PAC
CONTRIBUTION RATE	PER HOUR \$8.30	PER HOUR \$0.00	PER HOUR \$0.50	PER HOUR \$1.00	PER HOUR \$0.10	PER HOUR \$0.10	3%	0.75%

I understand Arizona law requires all employers to use E-Verify to determine whether employees are eligible to work in the United States. To the best of my knowledge and belief, I am eligible to work in the United States. I understand that if two employers terminate me for not passing E-Verify, I will lose my right to sign the Local 469 out of work list.

☒

Signature

07/01/15

Date

☐ American Indian☐ Asian☐ Black☐ Caucasian☐ Hispanic☐ Pacific IslanderDispatcher: *Michael*

07/01/15

EXHIBIT*4*

EXHIBIT 5

PAC NON-CONTRIBUTORS list

And

Expelled Members list

1704440444344245

PAC NON-CONTRIBUTORS

MEMBER NAME	COMPANY NAME	PAC
Abrii, Robert R	Apcon Construction	0
Adams, Norman L	W.D. Manor Mechanical	0
Anderson, Robert D	University Mechanical	0
Aralza, Jesus E	W.D. Manor Mechanical	0
Baker, James S	Carrier Building Services	0
Ban, Steven	University Mechanical	0
Barajas, Vicente	J.B. Henderson Construction Company, Inc.	0
Barnes, Lyle W	Cascade Mechanical, Inc.	0
Becker, Vaughn M	P.M. Plumbing & Mechanical, Inc.	0
Boughton, Roy A	W.J. Maloney Plumbing Co.	0
Boughton, Roy A	W.J. Maloney Plumbing Co.	0
Bratzel, Lester P	Cholla Plumbing Company, Inc.	0
Browning, Matthew D	Carrier Building Services	0
Bush, Robin L	W.J. Maloney Plumbing Co.	0
Campos, Adolpho	Tolin Mechanical Systems Co	0
Cervantes, Jr., Raul	W.D. Manor Mechanical	0
Chabot, Paul	Dial Mechanical	0
Chambers, William Gil	University Mechanical	0
Chandler, Robin K	W.D. Manor Mechanical	0
Ciadella, Paul S	Carrier Building Services	0
Clayton, Bill E	Dynamic Systems, Inc.	0
Coate, Robert H	Apcon Construction	0
Corley, Kevin L	University Mechanical	0
David, Jeremy	J.B. Henderson Construction Company, Inc.	0
Dayea, Jonathan J	Summa Mechanical Contractors	0
Delaware, Paul A	Bel-Aire Mechanical, Inc.	0
Dempster, Philip T	Kinetic Systems, Inc.	0
Estes, Roger D	P.M. Plumbing & Mechanical, Inc.	0
Fitzpatrick, Timothy P	Harder Mechanical	0
Florendo, Jr., Marshall M	Bel-Aire Mechanical, Inc.	0
Flores, Michael A	J.B. Henderson Construction Company, Inc.	0
Garcia, Jesus J	Northern Pipeline	0
Garcia, Jr., Richard W	W.D. Manor Mechanical	0
Gilliam, Mark	Central Air Conditioning Co., LLC	0
Gustafson, Don J	W.D. Manor Mechanical	0
Hendrickson, Richard C	S&S Air Conditioning	0
Hicks, Jerald W	W.D. Manor Mechanical	0
Jarvis, Ryan F	Carrier Building Services	0
Johnson, Paul S	P.M. Plumbing & Mechanical, Inc.	0
Kennelly, Jr., James W	Prime Mechanical, Inc.	0
Kenney, James	W.D. Manor Mechanical	0
Kersztyn, Cameron M	Central Air Conditioning Co., LLC	0
Kimball, Kitty A	Harder Mechanical	0
Kinlicheenie, Celestine	Dial Mechanical	0
Lesko, William F	Summa Mechanical Contractors	0
Lester, Matthew C	W.D. Manor Mechanical	0
Liebert, Fred C	Tolin Mechanical Systems Co	0
Longley, Michael A	W.D. Manor Mechanical	0
Lopez, Michael	S&S Air Conditioning	0
Lopez, Michael	S&S Air Conditioning	0
Magnuson, Mark L	Murray Company	0

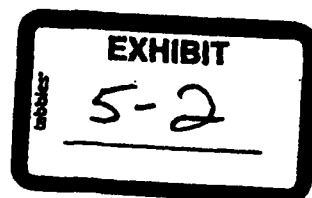
EXHIBIT

5-1

17044431246

PAC NON-CONTRIBUTORS

Mattingly, Maria A	W.J. Maloney Plumbing Co.	0
McCarthy, Myles P	W.D. Manor Mechanical	0
McCarty, Lee E	Central Air Conditioning Co., LLC	0
McClenaghan, James R	W.D. Manor Mechanical	0
McDougall, Richard	W.D. Manor Mechanical	0
McEwan, Matt A	Tolin Mechanical Systems Co	0
McInnes, Dale E	Tolin Mechanical Systems Co	0
Means, Robert W	W.D. Manor Mechanical	0
Merrell, Clinton T	Carrier Building Services	0
Monteverde, Gustavo C	W.D. Manor Mechanical	0
Natividad, Jeremy J	Record Energy Concepts	0
Oloff, Larry G	University Mechanical	0
Pakos, Jr., John M	Cascade Mechanical, Inc.	0
Paradis, Richard A	University Mechanical	0
Pedone, Jr., Christopher J	S&S Air Conditioning	0
Polchin, John J	W.D. Manor Mechanical	0
Randall, Brian J	W.D. Manor Mechanical	0
Ribarich, John D	R. E. Lee Mechanical	0
Rich, David J	W.J. Maloney Plumbing Co.	0
Ruhlman, Doug	J.B. Henderson Construction Company, Inc.	0
Sanchez, Robert J	R. E. Lee Mechanical	0
Sanchez-Castro, Jose J	Tolin Mechanical Systems Co	0
Sanderson, David C	University Mechanical	0
Santos, Richard L	University Mechanical	0
Seiler, Robert	Bel-Aire Mechanical, Inc.	0
Shaw, Stuart	University Mechanical	0
Sherrard, Paul J	P.M. Plumbing & Mechanical, Inc.	0
Smith, Jr., Edward G	Harder Mechanical	0
Spillane, Michael P	Record Energy Concepts	0
Spinker, Justin D	Cholla Plumbing Company, Inc.	0
Stock, Keith A	P.M. Plumbing & Mechanical, Inc.	0
Sullivan, James R	Prime Mechanical, Inc.	0
Szoke, John S	W.D. Manor Mechanical	0
Treguboff, Jeffrey M	W.D. Manor Mechanical	0
Tryon, Gary S	Apollo Mechanical Contractors	0
Turrubiates, Jr., Jose	Carrier Building Services	0
Vazquez, Alejandro	W.D. Manor Mechanical	0
Veale, George	Southland Industries, Inc.	0
Vega, III, Albert A	Record Energy Concepts	0
Vigil, Nathan Y	Dynamic Systems, Inc.	0
Villapando, Javier	Carrier Building Services	0
Vollrath, Jr., William H	University Mechanical	0
Waddle, William W	Carrier Building Services	0
Wayland, Cody J	W.D. Manor Mechanical	0
Wegener, Aaron J.	Northern Pipeline	0
Wooten, Hank G	W.D. Manor Mechanical	0
Yanikian, Richard P	Dynamic Systems, Inc.	0



17044431247

EXPELLED MEMBERS

MEMBER	STATUS
Arandules, George D	Expelled from Membership
Arthur, Von	Expelled from Membership
Bain, Michael	Expelled from Membership
Baker, Brian S	Expelled from Membership
Barron, II, John C	Expelled from Membership
Bickle, Billy G	Expelled from Membership
Borchers, Christopher	Expelled from Membership
Borota, Jack	Expelled from Membership
Brown, James N	Expelled from Membership
Calamity, Jr., Larry K	Expelled from Membership
Cesare, Steven E	Expelled from Membership
Chavez, Richard L	Expelled from Membership
Chrzanowski, Kristopher	Expelled from Membership
Clifford, James	Expelled from Membership
Contreras, Carlos D	Expelled from Membership
Corbin, Gregory A	Expelled from Membership
De La Cruz, Josue I	Expelled from Membership
DeMey, Christopher L	Expelled from Membership
Dewitt, Bryan H	Expelled from Membership
Dewitt, Christopher	Expelled from Membership
Didonato, Tonia L	Expelled from Membership
Donnelly, Robert W	Expelled from Membership
Dryer, Joseph	Expelled from Membership
Duval, Dustin W	Expelled from Membership
Farley, Cody A	Expelled from Membership
Finegan, Tyrell J	Expelled from Membership
Fisher, Darryl R	Expelled from Membership
Fivecoat, Alexander W	Expelled from Membership
Gerdes, Eric H	Expelled from Membership
Gonzales, Phillip A	Expelled from Membership
Hernandez, Gabe	Expelled from Membership
Hicks, Brian G	Expelled from Membership
Hobbs, Todd C	Expelled from Membership
Howard, Ronald B	Expelled from Membership
Jones, John P	Expelled from Membership
Kase, David J	Expelled from Membership
Kilhoffer, Rodney C	Expelled from Membership
Lewis, Franklin T	Expelled from Membership
Lizalde, Miguel	Expelled from Membership
Lunk, Glenn A	Expelled from Membership
Lupercio, Adrian G	Expelled from Membership
Martinez, Edward	Expelled from Membership
Masterson, Sandra A	Expelled from Membership
McClintock, Colin B	Expelled from Membership
Mollet, Thomas E	Expelled from Membership
Nesmith, James	Expelled from Membership

MEMBER	STATUS
Pakos, John M	Expelled from Membership
Paulsen, Michael E	Expelled from Membership
Payne, Christopher L	Expelled from Membership
Ramos, Jr., Luis	Expelled from Membership
Robinson, Philip	Expelled from Membership
Robles, Anthony P	Expelled from Membership
Sanders, John A	Expelled from Membership
Schultz, Greg	Expelled from Membership
Settle, Daniel M	Expelled from Membership
Shaw, Robert M	Expelled from Membership
Shultz, Brian M	Expelled from Membership
Smits, Daniel J	Expelled from Membership
Stinson, Aaron M	Expelled from Membership
Tom, Jamie	Expelled from Membership
Towle, Mark J	Expelled from Membership
Ussery, Kevin L	Expelled from Membership
White, Randall S	Expelled from Membership
Yannacci, Joseph M	Expelled from Membership
Young, Cody J	Expelled from Membership
Zavala, Jose M	Expelled from Membership

EXHIBIT

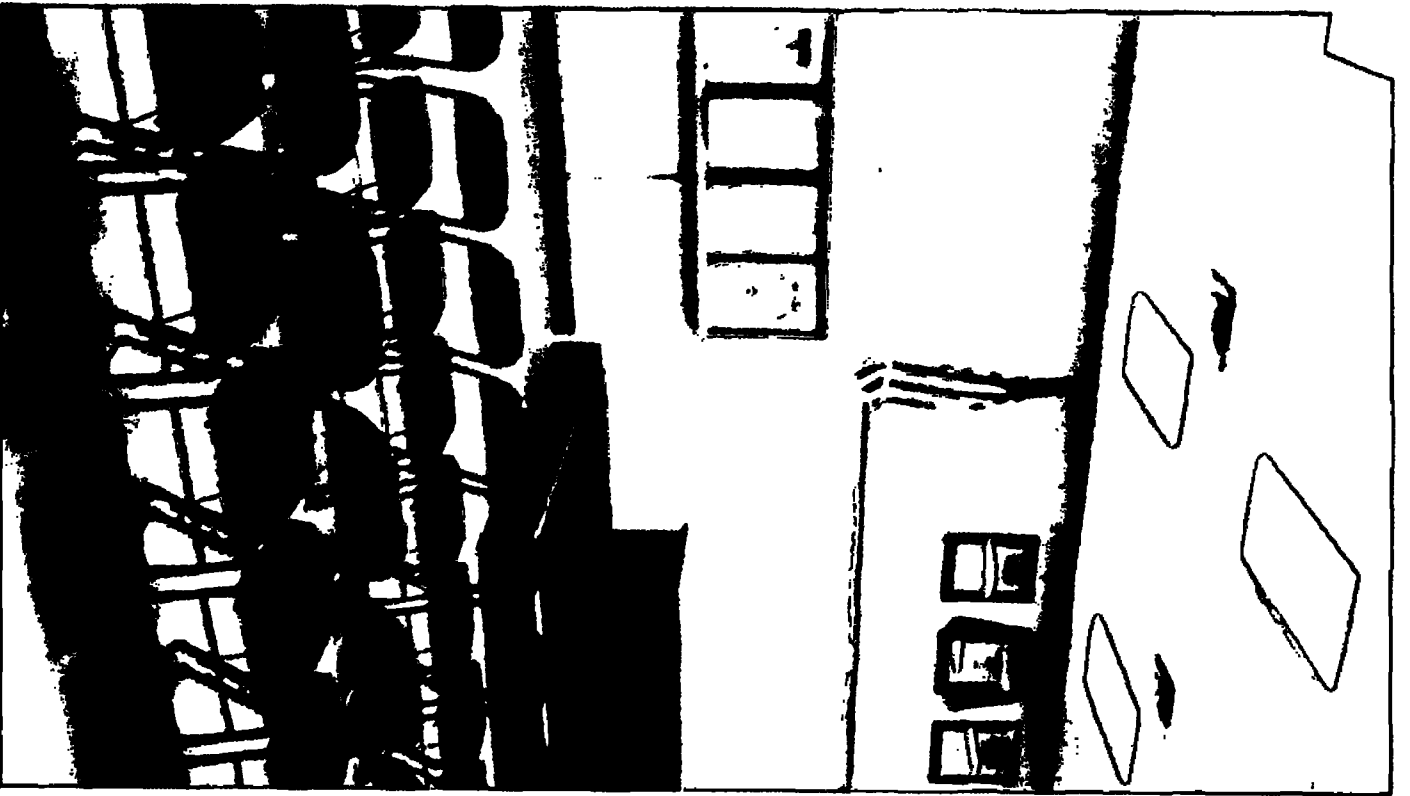
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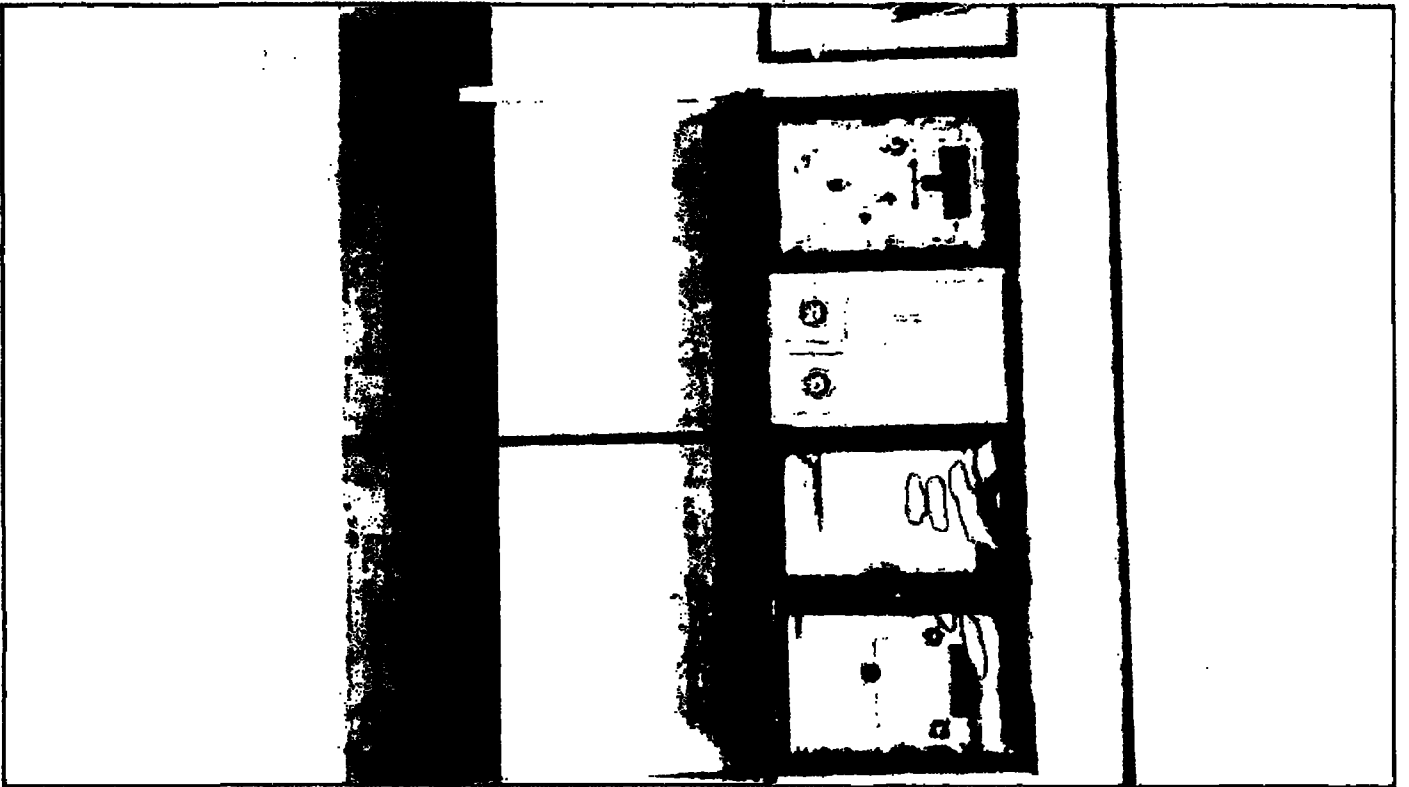
EXHIBIT 6

4 Photos of PAC NON-CONTRIBUTORS list with attached EXPELLED MEMBERS list on the bulletin board next to officers dais and in front of members during meetings an PAC presentations.



1704443-1250



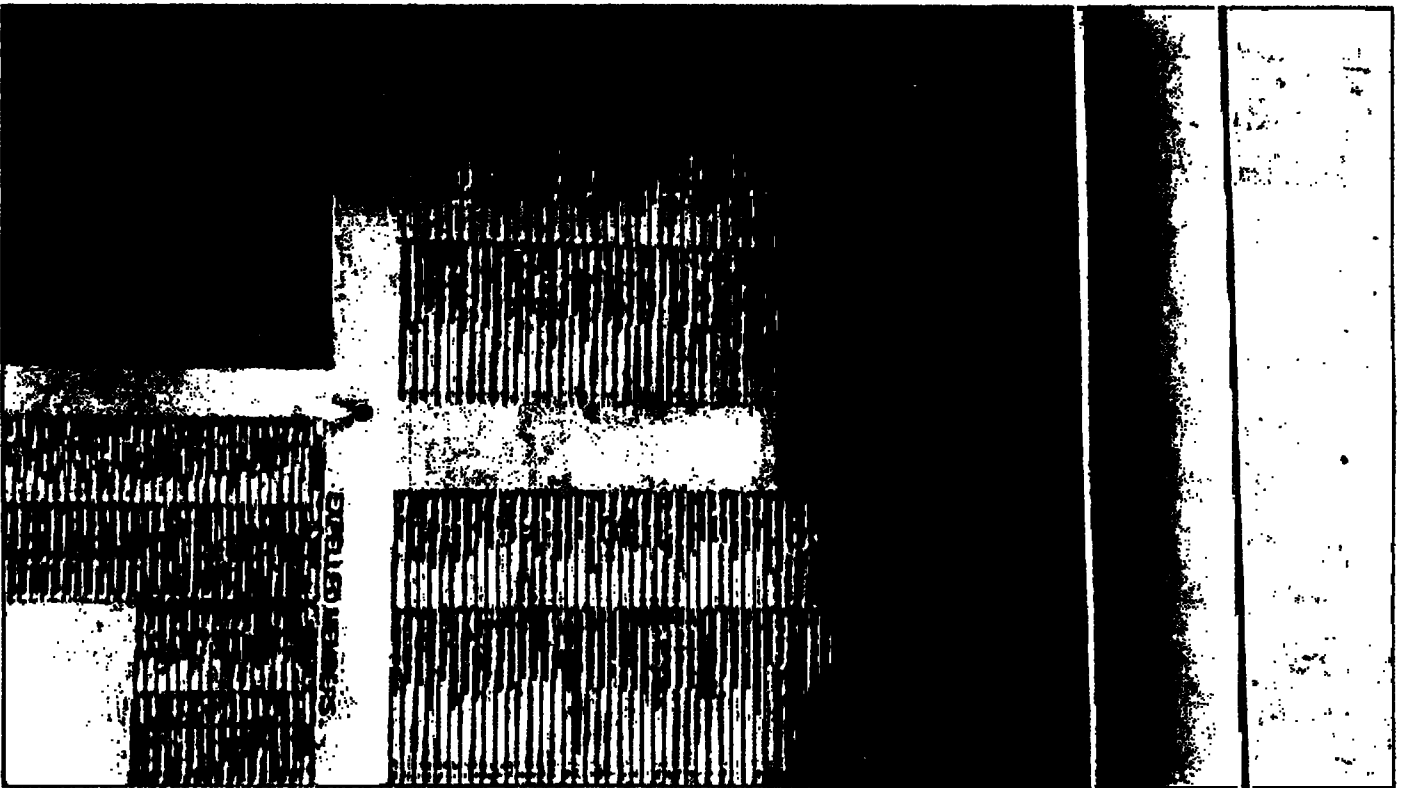


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EXHIBIT

6-2



1704443-1052





1704443125M



EXHIBIT 7

Letter from Complainant to Plumbers Local 469 President Douglas Anderson asking why Complainant was placed on PAC NON-CONTRIBUTORS list and others were not.

Mark Gilliam
[REDACTED]

March 7, 2016

Douglas Anderson, President
UA Local 469
3109 N 24th St.
Phoenix, Az. 85016

Certified 7015 3010 0000 5329 1416

RE: PAC NON-CONTRIBUTORS LIST

Mr. Anderson,

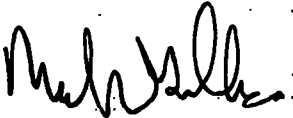
As president of United Association... , Local 469, you have general supervisory control over all matters pertaining to the welfare of Local 469.

I am a member in good standing of Local 469.

Please explain to me why I have been placed on the PAC-NON CONTRIBUTORS list while other members, such as Henry Olea, William Moody, Melanie Burch, Ray Carter, Scott Jennings, Ryan Burch, James Blinka, Donna Wilcox, Bryan Sweetser, Greg Olea, have not appeared on that list when they were not contributing to our PAC.

A prompt reply is expected.

Sincerely,



Mark Gilliam

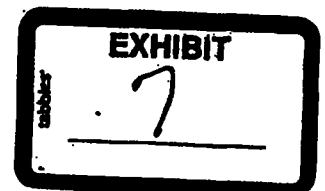


EXHIBIT 8

Email in response to Complainants query as to why he is on PAC NON-CONTRIBUTORS list and other members are not.

Business Manager Aaron Butler responded that only members who have elected not to contribute to the PAC on the work dispatch solicitation are monitored and placed on the list.

Email in response to Complainants query as to how Butler Knows the list is accurate.

Butler's response is that they have a system created to be able pull the information each month from internal monitored records.

3/10/2016

Gmail - PAC



mark gilliam

PAC

4 messages

Aaron Butler <AButler@ualocal469.org>

Wed, Mar 9, 2016 at 1:19 PM

To: "mark gilliam"

Cc: "Doug Anderson (DAnderson@pipetrades.org)" <DAnderson@pipetrades.org>

Dear Mr. Gilliam:

As Business Manager of Local 469, I am responding to your letter of March 7, to Doug Anderson.

~~The Local 469 monthly non-PAC contributor list includes the names of members currently working pursuant to dispatch under the Arizona Pipe Trades Agreement by Local 469, but who have elected to not contribute pursuant to the check-off system provided in that collective bargaining agreement.~~

Please direct any future inquiries on this topic or any other issue arising under the collective bargaining agreement to me.

Very truly yours,

Aaron Butler

L.U. 469 Business Manager

Cell.

Office 602 956 9350 Ext. 106

mark gilliam

To: Aaron Butler <AButler@ualocal469.org>

Cc: "Doug Anderson (DAnderson@pipetrades.org)" <DAnderson@pipetrades.org>

Wed, Mar 9, 2016 at 7:03 PM

Aaron Butler,
So how do you know your list is accurate?

[Quoted text hidden]



Aaron Butler <AButler@ualocal469.org>

Wed, Mar 9, 2016 at 7:16 PM

3/10/2016

Gmail - PAC

To: mark gilliam
Cc: Aaron Butler <AButler@ualocal469.org>, "Doug Anderson (DAnderson@pipetrades.org)" <DAnderson@pipetrades.org>

~~Our list is pulled directly from our internal software each month, which insures accuracy.~~

[Quoted text hidden]

mark gilliam
To: Aaron Butler <AButler@ualocal469.org>
Cc: "Doug Anderson (DAnderson@pipetrades.org)" <DAnderson@pipetrades.org>

Wed, Mar 9, 2016 at 9:03 PM

Thanks for your response.

[Quoted text hidden]



EXHIBIT 9

Complainants query as to what happened to the \$800,000 dollar transfer of funds that did not show up on the state PACs report.

Business Manager Aaron Butler's response that the money never moved and was in the same account.

1/10/2016

Gmail - PAC money transfer



mark gilliam

PAC money transfer

mark gilliam

Tue, Aug 25, 2015 at 9:53 PM

To: jason@thetorresfirm.com

Cc: Aaron Butler <abutler@ualocal469.org>

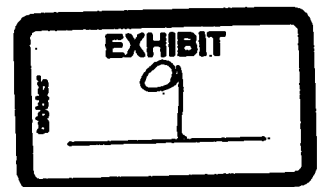
Jason MacDonald,

The FEC termination report for the PAC, Local Union 469, FEC ID# C C00518191 states that on 12/31/2014, \$837,524.70 dollars was transferred to the Arizona Pipe Trade Local PAC #1227.

You were the assistant treasurer of both PACs and Torres Consulting and Law Group was the custodian of record for these PACs.

Can you tell me why the \$837,524.70 doesn't show up on the reports of the Arizona Pipe Trade Local PAC #1227?

Mark Gilliam



1/10/2016

Gmail - PAC money transfer



mark gilliam

PAC money transfer

Aaron Butler <AButler@ualocal469.org>
To: mark gilliam

Wed, Aug 26, 2015 at 5:19 PM

Mark,

The PAC used to report all receipts and expenses to the FEC and the SOS. in December we terminated our federal PAC so that we could split out the state and federal money. From the perspective of federal reporting the money was "transferred" to the state account. From the perspective of the state account, the money just stayed there. This was all done in consultation with the FEC.

Aaron Butler
Business Manager
UA Local 469
Cell:
Office: (602) 956-9350 ex. 106
[Quoted text hidden]

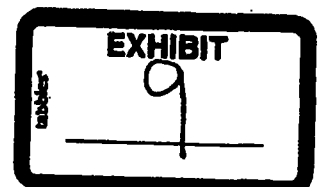


Exhibit 10

Newsletter and magazine excerpts from the ARIZONA PIPE TRADES REPORTER magazine and the PIPE TRADES POLITICAL ACTION newsletter.

The United Association of Journeymen and
Apprentices of the Plumbing and Pipe Fitting
Industry of the United States, Canada and Australia
Local #469
3109 North 24th Street
Phoenix, Arizona 85016-7399

Nonprofit
U.S. POSTAGE
PAID
Permit #3053
Phoenix, AZ



1-800-444-4444

Arizona Pipe Trades Local 469 Political Action Committee is supported
by completely voluntary contributions of UA Local 469 members so that
the common interests of securing jobs, fair wages and safe working
conditions can be heard by local, state and federal candidates and
elected officials.

STATE OR FEDERAL

Thanks to our members,
469 leads the way!

EXHIBIT

10

ARIZONA
PIPE TRADES

469

PAC

POLITICAL ACTION
COMMITTEE

State

OR

FEDERAL?

Legislative Field Trip - April 23



A NEW YEAR HERALDS A NEW ERA IN ARIZONA POLITICS

Israel G. Torres
political consultant

In last fall's Arizona elections, organized labor cannonballed onto the political scene, splashing water onto the establishment and forcing them to ask Local 469 for a towel. This level of political involvement by organized labor is unprecedented in our state's history.

Local 469 members should be proud of all they have accomplished.

*"Over the past year,
we influenced
elections and
watched political
insiders squirm
while they wondered
who we were
and where we
came from."*

In this rabidly anti-union state, where Republicans have for years exercised unadulterated control, Local 469's hard work finally gave way to an exciting political debut.

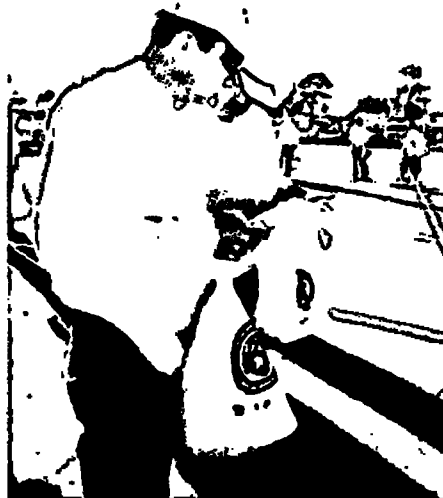
Taking the world by storm

Over the past year, we influenced elections and watched political insiders squirm while they wondered who we were and where we came from.

Previously, the Political Action Committee helped candidates win in city elections. However, in the fall 2012 races, Local 469 ventured into state and federal campaigns, focusing on highly contested swing districts and making a name for itself.

Supermajority lost its power

In November, Local 469 helped exorcise the Republican supermajority from Arizona's Legislature. Labor-friendly



Volunteers donned 469 PAC orange shirts before heading out to drop literature on the Big Day of Action.

candidates gained four seats in each the Arizona Senate and House. This change in the legislative makeup means we can now expect that even the most concerted efforts to pass anti-union bills will require compromise from centrist legislators who understand the plight of working families. On the federal level, many of the PAC's endorsed candidates won contentious races. Victors include U.S. Reps. Ann Kirkpatrick, Ron Barber, Raul Grijalva, Ed Pastor, and Kyrsten Sinema.

Although we did not win all our races on Election Day, the entrance we made alerted lawmakers that 469 intends to advocate for its members – and we won't stop until we get what we want.

EXHIBIT

10

469 PAC begins the endorsement process for 2014



Business Agent Mel Ingwaldson chats with Congresswoman Ann Kirkpatrick during a recent PAC interview.



The 469 PAC greets Tempe Mayor Mark Mitchell during the PAC's endorsement process.

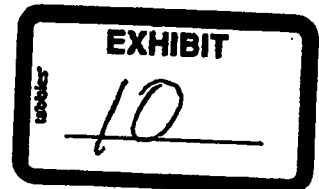
UA Local 469's shield of **FEDERAL** involved in creating the best crafts members. **STATE** The process is designed to ensure

endorsement.

Candidates are given a list to complete a questionnaire specific to UA Local 469, such as labor representation, then, at the candidate's discretion, training members



are also looking at the strength of the candidate's campaign and ability to win. The PAC does not evaluate candidates by their political affiliation for any candidate that

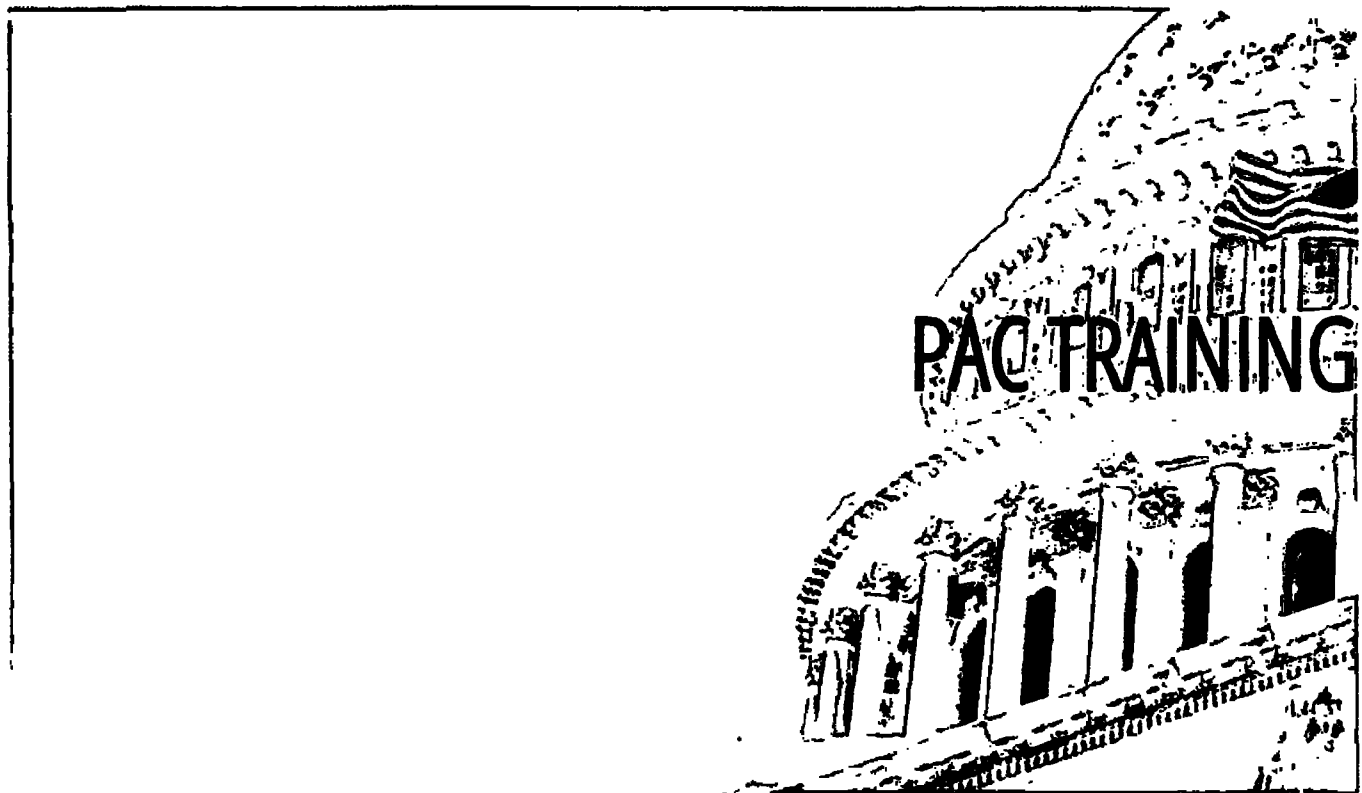


UA 469	Send	Receive	Questionnaire Review or PAC Meeting	Interview	JAC Tour
Legislative	5/14	5/28	6/7	6/27	TBD
Statewide	5/14	5/28	6/7	6/27	TBD
Cities	5/14	5/28	6/7	6/27	TBD

EXHIBIT 11

Excerpts from Torres Consulting & Law Group extolling their expertise and competence in PAC matters.

Develop Political Relevancy



Develop political relevancy

PAC Training

You can't get into the game without knowing the rules. Our methods are proven to build a political action committee and build influence.

The TCLG PAC curriculum is designed to prepare your organization for changing trends and laws impacting political action. Our curriculum provide participants with a full view of best practices and how to avoid common mistakes.

Sessions include:

- PAC Tune Up: Preparing for Political Action
- PAC Tactics: Six Steps to Political Relevance
- Campaign Finance: Major Stakes of Minor Mistakes
- Ballot Initiatives: Properly Employing the People's Power
- Illuminating Dark Money: Running a Social Welfare Non-Profit

TCLG can tailor a strategic action plan around your unique needs and goals.

LEARN MORE

POLITICAL ACTION ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/POLITICAL-ACTION/](http://thetorresfirm.com/our-services/government-affairs/political-action/))

LOBBYING ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/LABOR-RELATIONS-LOBBYING/](http://thetorresfirm.com/our-services/government-affairs/labor-relations-lobbying/))

PAC TRAINING ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/PAC-TRAINING/](http://thetorresfirm.com/our-services/government-affairs/pac-training/))

Torres Consulting & Law Group, LLC. | 2239 W. Baseline Road | Tempe, AZ 85283

Tel: 602.626.8805 | Fax: 602.626.8889 | Email: info@TheTorresFirm.com

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Be Heard



Maximize your political power

Elections have consequences

In the post *Citizens United* world, a well-funded and professionally managed political action committee is essential to growing market share and positioning your organization or its partners to win jobs. We understand the tools you need to build political relevance and improve conditions for your stakeholders.

TCLG guides clients through the process of filling, funding, and managing political action committee and then on to even more sophisticated campaign tools, such as direct mail, polling, and independent expenditures.

Our team has decades of combined experience managing and influencing expenditure campaigns from school boards to the U.S. Senate.

LEARN MORE

POLITICAL ACTION ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/POLITICAL-ACTION/](http://thetorresfirm.com/our-services/government-affairs/political-action/))

LOBBYING ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/LABOR-RELATIONS-LOBBYING/](http://thetorresfirm.com/our-services/government-affairs/labor-relations-lobbying/))

PAC TRAINING ([HTTP://THETORRESFIRM.COM/OUR-SERVICES/GOVERNMENT-AFFAIRS/PAC-TRAINING/](http://thetorresfirm.com/our-services/government-affairs/pac-training/))

Torres Consulting & Law Group, LLC. | 2239 W. Baseline Road | Tempe, AZ 85283

Tel: 602.626.8805 | Fax: 602.626.8889 | Email: info@TheTorresFirm.com

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EXHIBIT 12

LM2 financial statement excerpt detaining Plumbers Local 469
payment to Israel Torres for fees and consulting

EXCERPTS FROM Plumbers Local 469 Lma statements

2008

Consulting firm			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Torres Consulting & Law Group 202 E. Earl Dr #400 Phoenix AZ 85012	Consulting retainer for job promotion	01/08/2008	\$5,000
	Consulting retainer for job promotion	02/05/2008	\$5,000
	Consulting retainer for job promotion	03/04/2008	\$5,000
	Consulting retainer for job promotion	04/08/2008	\$5,000
	Consulting retainer for job promotion	04/22/2008	\$5,000
	Consulting retainer for job promotion	05/27/2008	\$5,000
	Consulting retainer for job promotion	06/19/2008	\$5,000
	Consulting retainer for job promotion	07/21/2008	\$5,000
	Consulting retainer for job promotion	08/19/2008	\$5,000
	Consulting retainer for job promotion	09/30/2008	\$20,000
	Consulting retainer for job promotion	10/28/2008	\$15,000
	Consulting retainer for job promotion	11/24/2008	\$15,764
Type or Classification (B) Consulting firm	Consulting retainer for job promotion	12/17/2008	\$15,000
	Total Itemized Transactions with this Payee/Payer		\$110,764
	Total Non-Itemized Transactions with this Payee/Payer		\$373
	Total of All Transactions with this Payee/Payer for This Schedule		\$111,137

2009

PRINTER			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
TORRES CONSULTING AND LAW GROUP LLC 209 E BASELINE RD STE E 102 TEMPE AZ 85283	CONSULTING	12/28/2009	\$21,809
	CONSULTING	11/24/2009	\$21,514
	CONSULTING	11/10/2009	\$23,501
	CONSULTING	10/08/2009	\$19,399
	CONSULTING	04/17/2009	\$15,624
	CONSULTING	03/25/2009	\$15,524
	CONSULTING	02/25/2009	\$15,524
	CONSULTING	01/27/2009	\$15,026
	Total Itemized Transactions with this Payee/Payer		\$147,921
	Total Non-Itemized Transactions with this Payee/Payer		\$4,687
Type or Classification (B) CONSULTANTS AND LAW FIRM	Total of All Transactions with this Payee/Payer for This Schedule		\$152,608

BARQUET CENTER			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
TORRES CONSULTING AND LAW GROUP, LLC 202 E EARLL DR #400 PHOENIX AZ 85012	CONSULTING	08/25/2009	\$24,007
	CONSULTING	07/28/2009	\$15,689
	CONSULTING	06/29/2009	\$15,820
	CONSULTING	05/21/2009	\$15,099
	Total Itemized Transactions with this Payee/Payer		\$70,415
Type or Classification (B) CONSULTING FIRM	Total Non-Itemized Transactions with this Payee/Payer		\$5,635
	Total of All Transactions with this Payee/Payer for This Schedule		\$76,050

2010

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Total of All Transactions with this Payee/Payer for this Schedule			\$197,915
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Terres Consulting and Law Group 209 E Baseline Rd Tempe AZ 85283	Consulting	01/25/2010	\$22,444
	Consulting	03/03/2010	\$23,797
	Consulting	04/07/2010	\$22,105
		06/30/2010	\$15,000
	Consulting Retainer	07/20/2010	\$15,000
	Consulting Retainer	08/24/2010	\$16,000
	Consulting and Retainer	09/21/2010	\$40,000
	Consulting and Retainer	10/20/2010	\$40,000
	Consulting and Retainer	11/23/2010	\$40,000
	Consulting and Retainer	12/07/2010	\$31,500
Type or Classification (B) Law Firm	Consulting and Retainer	12/27/2010	\$57,096
	Total Itemized Transactions with this Payee/Payer		\$322,942
Total Non-Itemized Transactions with this Payee/Payer		\$7,285	
Total of All Transactions with this Payee/Payer for This Schedule			\$330,227

Promotional firm			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Terres Consulting and Law Group 209 E Baseline Rd Tempe AZ 85283	Consulting Services	05/04/2010	\$22,427
	Consulting Services	06/01/2010	\$23,459
	Total Itemized Transactions with this Payee/Payer		\$45,886
Type or Classification (B) Law firm	Total Non-Itemized Transactions with this Payee/Payer		\$26,415
	Total of All Transactions with this Payee/Payer for This Schedule		\$72,301
Name and Address	Purpose	Date	Amount

2011

Terres Consulting			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Terres Consulting and Law Group, LLC 209 E Baseline Rd #E-102 Tempe AZ 85283	Professional fees	01/25/2011	\$10,500
	Professional fees	02/01/2011	\$20,115
	Professional fees	02/23/2011	\$20,165
	Professional fees	03/01/2011	\$10,500
	Professional fees	03/22/2011	\$20,263
	Professional fees	04/05/2011	\$10,500
	Professional fees	05/03/2011	\$10,500
	Professional fees	05/03/2011	\$20,000
	Professional fees	05/24/2011	\$20,250
	Professional fees	05/31/2011	\$10,500
Type or Classification (B) Consulting	Professional fees	06/27/2011	\$20,000
	Professional fees	07/05/2011	\$10,500
	Professional fees	07/26/2011	\$20,000
	Professional fees	08/02/2011	\$10,500
	Professional fees	08/30/2011	\$10,500
	Professional fees	08/30/2011	\$20,000
	Professional fees	09/27/2011	\$22,050
	Professional fees	10/04/2011	\$10,500
	Professional fees	10/25/2011	\$20,000
	Professional fees	11/01/2011	\$10,500
	Professional fees	11/29/2011	\$10,500
	Professional fees	11/29/2011	\$21,075
	Total Itemized Transactions with this Payee/Payer		\$339,418
	Total Non-Itemized Transactions with this Payee/Payer		\$0
	Total of All Transactions with this Payee/Payer for This Schedule		\$339,418

Civic organization				
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)	
Tomas Consulting and Law Group, LLC 209 E Baseline Rd E-102 Tempe AZ 85283	Professional fees	02/01/2011	\$20,000	
	Professional fees	02/23/2011	\$20,000	
	Professional fees	03/22/2011	\$20,947	
	Professional fees	05/03/2011	\$20,556	
	Professional fees	05/24/2011	\$20,000	
	Professional fees	06/27/2011	\$20,000	
	Professional fees	07/26/2011	\$20,000	
	Professional fees	08/30/2011	\$20,000	
	Professional fees	09/27/2011	\$20,000	
	Professional fees	10/25/2011	\$22,144	
	Professional fees	11/29/2011	\$20,985	
	Total Itemized Transactions with this Payee/Payer			\$224,632
	Total Non-Itemized Transactions with this Payee/Payer			\$0
Total of " " with this Payee/Payer for This Schedule			\$224,632	
Name and Address				

Civic organization			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Tomas Consulting and Law Group, LLC. 209 E Baseline Rd Tempe AZ 85283	Consulting	02/01/2011	\$6,085
	Consulting	02/23/2011	\$5,973
	Consulting	09/27/2011	\$5,087
	Consulting	10/25/2011	\$9,884
	Total Itemized Transactions with this Payee/Payer		\$27,009
Type or Classification (B)	Total Non-Itemized Transactions with this Payee/Payer		\$16,046
	Total of All Transactions with this Payee/Payer for This Schedule		\$43,055
Law firm			
Name and Address	Purpose	Date	Amount

2012

Civic organization			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Tomas Consulting and Law Group 209 E Baseline Rd Tempe AZ 85283	Retainer	01/04/2012	\$40,478
	Solar initiative	01/24/2012	\$10,500
	Solar initiative and retainer	01/31/2012	\$50,500
	Retainer	03/06/2012	\$25,116
	Retainer	03/28/2012	\$25,598
	Retainer	05/01/2012	\$25,594
	Retainer	05/22/2012	\$25,000
	Retainer	06/13/2012	\$52,206
	Retainer	08/16/2012	\$29,811
	Retainer	09/14/2012	\$36,730
	Retainer	10/22/2012	\$47,626
	Retainer	11/14/2012	\$25,000
	Retainer	12/28/2012	\$25,000
Total Itemized Transactions with this Payee/Payer			\$419,159
Total Non-Itemized Transactions with this Payee/Payer			
Total of All Transactions with this Payee/Payer for This Schedule			\$419,159
Name and Address			

Civic organization					
Name and Address (A)		Purpose (C)	Date (D)	Amount (E)	
Tomas Consulting and Law Group 209 E Baseline Rd E-10 Tempe AZ 85283		Election night and law work	01/04/2012	\$9,786	
		Sponsorship reimb and ads	11/14/2012	\$8,000	
		Total Itemized Transactions with this Payee/Payer			\$17,786
		Total Non-Itemized Transactions with this Payee/Payer			\$11,507
		Total of All Transactions with this Payee/Payer for This Schedule			\$29,293
Type or Classification (B)					
Law/consulting firm					

CONTRACTOR			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
TORRES Consulting and Law Group			
209 E Baseline Rd	Pin ceremony work	05/01/2012	\$10,084
Tempe	Apprenticeship and expenses	11/14/2012	\$5,548
AZ	Total Itemized Transactions with this Payee/Payer		\$15,632
85283	Total Non-Itemized Transactions with this Payee/Payer		\$12,808
Type or Classification (B)	Total of " " with this Payee/Payer for This Schedule		\$28,440
Law and consulting firm			
Name and Address			

2013

SERVICE SUPPLIER/RENTAL			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
TORRES Consulting & Law Group	Reimb of expenses consulting retainer	01/24/2013	\$25,288
2239 W Baseline Rd E-102	Reimb of expenses consulting retainer	02/19/2013	\$28,078
Tempe	Reimb of expenses consulting retainer	03/15/2013	\$27,697
AZ	Reimb of expenses consulting retainer	04/12/2013	\$27,829
85283	Reimb of expenses consulting retainer	05/15/2013	\$42,657
Type or Classification (B)	Reimb of expenses consulting retainer	07/15/2013	\$41,148
Consultant	Reimb of expenses consulting retainer	07/17/2013	\$63,520
	Reimb of expenses consulting retainer	08/14/2013	\$41,701
	Reimb of expenses consulting retainer	09/16/2013	\$20,026
	Reimb of expenses consulting retainer	09/25/2013	\$51,028
	Reimb of expenses consulting retainer	10/23/2013	\$57,690
	Reimb of expenses consulting retainer	11/27/2013	\$54,028
	Total Itemized Transactions with this Payee/Payer		\$480,690
	Total Non-Itemized Transactions with this Payee/Payer		\$5,677
	Total of All Transactions with this Payee/Payer for This Schedule		\$486,367
Name and Address			

2014

CONTRACTOR			
Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
TORRES CONSULTING AND LAW GROUP			
2239 W BASELINE RD	SPONSORSHIP OF GOLF TOURNAMENT	02/11/2014	\$15,000
TEMPE	Total Itemized Transactions with this Payee/Payer		\$15,000
AZ	Total Non-Itemized Transactions with this Payee/Payer		
85283	Total of All Transactions with this Payee/Payer for This Schedule		\$15,000
Type or Classification (B)			
LAW FIRM			

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Name and Address (A)	Purpose (C)	Date (D)	Amount (E)
Korres Consulting and Law Group 2239 W Baseline Rd E-102 Tempe AZ 85283	Reimbursement of expense and consulting	08/06/2014	\$42,303
	Reimbursement of expense and consulting	01/02/2014	\$45,803
	Reimbursement of expense and consulting	01/31/2014	\$47,341
	Reimbursement of expense and consulting	03/10/2014	\$58,194
	Reimbursement of expense and consulting	04/08/2014	\$72,667
	Reimbursement of expense and consulting	05/02/2014	\$49,459
Type or Classification (B) Law Firm	Reimbursement of expense and consulting	06/01/2014	\$51,551
	Reimbursement of expense and consulting	07/07/2014	\$54,577
	Reimbursement of expense and consulting	08/06/2014	\$42,445
	Reimbursement of expense and consulting	09/03/2014	\$48,192
	Reimbursement of expense and consulting	10/13/2014	\$56,770
	Reimbursement of expense and consulting	11/10/2014	\$63,102
	Reimbursement of expense and consulting	12/10/2014	\$42,003
	Total Itemized Transactions with this Payee/Payer		\$672,407
	Total Non-Itemized Transactions with this Payee/Payer		\$2,661
	Total of All Transactions with this Payee/Payer for This Schedule		\$675,068

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